

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 11/15/2021

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UNITED STATES OF AMERICA

- v. -

JEFFREY HASTINGS,

Defendant.

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:
: CONSENT PRELIMINARY ORDER
: OF FORFEITURE/
: MONEY JUDGMENT
:
: S4 20 Cr. 534 (GHW)

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WHEREAS, on or about August 13, 2021, JEFFREY HASTINGS (the
“Defendant”), was charged in a two-count Information, S4 20 Cr. 534 (GHW) (the “Information”),
with conspiracy to commit securities fraud, to make false filings with the SEC, and to make false
statements to auditors, in violation of Title 18, United States Code, Section 371 (Count One); and
conspiracy to commit wire fraud, in violation of Title 18, United States Code, Section 371 (Count
Two);

WHEREAS, the Information included a forfeiture allegation as to Counts One and
Two of the Information, seeking forfeiture to the United States, pursuant to Title 18, United States
Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, of all property, real
and personal, that constitutes or is derived from proceeds traceable to the commission of the
offenses charged in Counts One and Two of the Information, including but not limited to a sum of
money in United States currency, representing the amount of proceeds traceable to the commission
of the offenses charged in Counts One and Two of the Information that the Defendant personally
obtained;

WHEREAS, on or about August 13, 2021, the Defendant pled guilty to Counts One
and Two of the Information, pursuant to a plea agreement with the Government, wherein the
Defendant admitted the forfeiture allegation with respect to Counts One and Two of the

Information and agreed to forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461, a sum of money equal to \$590,807 in United States currency, representing the amount of proceeds traceable to the commission of the offenses charged in Counts One and Two of the Information that the Defendant personally obtained;

WHEREAS, the Defendant consents to the entry of a money judgment in the amount of \$590,807 in United States currency, representing the amount of proceeds traceable to the offenses charged in Counts One and Two of the Information that the Defendant personally obtained; and

WHEREAS, the Defendant admits that, as a result of acts and/or omissions of the Defendant, the proceeds traceable to the offenses charged in Counts One and Two of the Information that the Defendant personally obtained cannot be located upon the exercise of due diligence.

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by its attorney Damian Williams, United States Attorney, Assistant United States Attorneys, Christine I. Magdo and Gina Castellano, of counsel, and the Defendant, and his counsel, Michael Dry, Esq. and Daniel Wallmuth, Esq., that:

1. As a result of the offenses charged in Counts One and Two of the Information, to which the Defendant pled guilty, a money judgment in the amount of \$590,807 in United States currency (the "Money Judgment"), representing the amount of proceeds traceable to the offenses charged in Counts One and Two of the Information that the Defendant personally obtained, shall be entered against the Defendant.

2. Pursuant to Rule 32.2(b)(4) of the Federal Rules of Criminal Procedure, this Consent Preliminary Order of Forfeiture/Money Judgment is final as to the Defendant, JEFFREY HASTINGS, and shall be deemed part of the sentence of the Defendant, and shall be included in the judgment of conviction therewith.

3. All payments on the outstanding money judgment shall be made by postal money order, bank or certified check, made payable, in this instance, to the United States Marshals Service, and delivered by mail to the United States Attorney's Office, Southern District of New York, Attn: Money Laundering and Transnational Criminal Enterprises Unit, One St. Andrew's Plaza, New York, New York 10007 and shall indicate the Defendant's name and case number.

4. The United States Marshals Service is authorized to deposit the payments on the Money Judgment in the Assets Forfeiture Fund, and the United States shall have clear title to such forfeited property.

5. Pursuant to Title 21, United States Code, Section 853(p), the United States is authorized to seek forfeiture of substitute assets of the Defendant up to the uncollected amount of the Money Judgment.

6. Pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate or dispose of forfeitable property, including depositions, interrogatories, requests for production of documents and the issuance of subpoenas.

7. The Court shall retain jurisdiction to enforce this Consent Preliminary Order of Forfeiture/Money Judgment, and to amend it as necessary, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure.

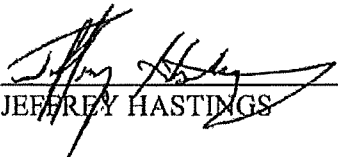
8. The signature page of this Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

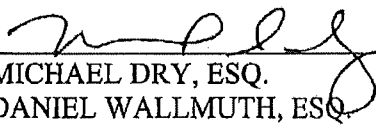
AGREED AND CONSENTED TO:

DAMIAN WILLIAMS
United States Attorney for the
Southern District of New York

By: _____ DATE _____
CHRISTINE I. MAGDO
GINA CASTELLANO
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
(212) 637-2297

JEFFREY HASTINGS

By:  _____ DATE 11/11/2021
JEFFREY HASTINGS

By:  _____ DATE 11/11/2021
MICHAEL DRY, ESQ.
DANIEL WALLMUTH, ESQ.
Attorneys for Defendant
2200 Pennsylvania Avenue NW
Suite 500 West
Washington, DC 20037

SO ORDERED:

8. The signature page of this Consent Preliminary Order of Forfeiture/Money Judgment may be executed in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same instrument.

AGREED AND CONSENTED TO:

DAMIAN WILLIAMS
United States Attorney for the
Southern District of New York

By: Christine Magdo 11/12/21
CHRISTINE I. MAGDO
GINA CASTELLANO
Assistant United States Attorney
One St. Andrew's Plaza
New York, New York 10007
(212) 637-2297
DATE

JEFFREY HASTINGS

By: _____
JEFFREY HASTINGS
DATE

By: _____
MICHAEL DRY, ESQ.
DANIEL WALLMUTH, ESQ.
Attorneys for Defendant
2200 Pennsylvania Avenue NW
Suite 500 West
Washington, DC 20037
DATE

SO ORDERED:

Gregory H. Woods November 15, 2021
HONORABLE GREGORY H. WOODS
UNITED STATES DISTRICT JUDGE
DATE